

REMARKS

Applicants hereby amend claim 13. Accordingly, claims 13-20 remain pending in the application.

35 U.S.C. § 102 and 103

The Office Action rejects claims 13-18 under 35 U.S.C. § 102 over Yoon et al., 83 J.Appl. Phys. 7 (1998) (“Yoon”); and claims 19-20 under 35 U.S.C. § 103 over Yoon in view of Hsu et al. U.S. Patent 6,048,738 (“Hsu”).

Yoon was published on 1 April 1998. The Korean patent application from which this application claims priority was filed on 31 December 1997. Applicants have previously submitted a certified English translation of the Korean priority document, thereby establishing an invention date for the present application which predates the publication of Yoon.

The Office Action states that the Korean priority document does not contain a broad disclosure of forming the ferroelectric material by a CVD process, but instead the document only discloses forming the ferroelectric material by an MOCVD process.

In view of the lengthy prosecution of this application, and in order to resolve this issue and put this application in condition for allowance, by this amendment Applicants have amended claim 13 to more specifically recite an MOCVD process.

Therefore, Applicants respectfully submit that the Yoon reference has been overcome by the certified translation of the priority document, and therefore Applicants respectfully request that the rejection of claims 13-18 over Yoon and claims 19-20 over Yoon and Hsu be withdrawn.

Accordingly, Applicants respectfully submit that claims 13-20 are now in condition for allowance.

CONCLUSION


In view of the foregoing explanations, Applicants respectfully request that the Examiner reconsider and reexamine the present application, allow claims 13-20, and pass the application to issue. In the event that there are any outstanding matters remaining in the present application, the Examiner is invited to contact Kenneth D. Springer (Reg. No. 39,843) at (703) 715-0870 to discuss these matters.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 50-0238 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17, particularly extension of time fees.

Respectfully submitted,

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